App. F. IX-4

Previous References 1936-37 (R.T)

File No. 51-36

Serial Nos. 1,

Letter References.
17 – 38 + (1-18).

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. two.

Part B for ~~April~~ March.

SUBJECT.

Issue of Grace for payment of tax by Visiting Motorists from the Madras Presidency.

Pol 1167 dated 3/8.3-1937

To the Secretary to the Hon'ble the Resident in Mysore Bangalore.

WD 0418—GPB—22,500—29-8-36.

States that there is no necessity in the State for granting any period of grace to visiting motors.

H. Kariyappa
3.8.38.

9578

Sl. No. 26]

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

General and Revenue Secretariat

Requisition for papers.

PRESERVED

Section RT

A

B

Filed

Deposit No. 13-W

File No. 52-38

Serial No. 4

To be put up with Diary No. 730 of 1953-4

Signature Lakshmanarao

Branch RT

Section

Date 7/9/53

WD 04171—GPB—1000 books of 100 leaves each—22-10-41

Payment of Compensation
to ~~Municipal~~ Local Bodies
for Loss of Vehicles Taxes

Period for grace for payment of Tax by visiting motorists from Madras Presidency.

M. T. B. F. 13.]

Mysore Traffic Board. | File No. | of 193 .

Serial No.

Letter no. F. 1034-35 / R.O.18 from the Secy. Resident in Mysore to the Govt. Secy to Govt. wording a copy of letter no. 2291-B1, dt 23-10-3 the Govt. of Madras in the matter of the period grace for payment of vehicle tax by visit motorists and requesting to be favoured v views of the Govt of Mysore.

1) Accordi[illegible] to the p[illegible] of the Govt. xx [illegible] dt [illegible] Mo[illegible] XXV

[illegible] Tax. [illegible] Secy to G[illegible] XXV

3) [illegible]

16/11 4) Govt reference is also invited to issue of 7 days short term license motorists visiting the Mysore state. In view of this period of grace allowed in madras does not to be necessary.

5) The question of allowing any period of grace

File No. of 193 . Mysore Traffic Board.

Serial No.

~~Motorists~~ Visitors who remain in Mysore intends to or 30 days ~~and~~ or more may perhaps be considered.

6) Submitted for orders.

7 The Govt of Madras have passed orders granting a period of grace of 7 days to visiting motorists for payment of taxes due. According to this, taxes ~~paid~~ in respect of motor vehicles of outside visitors, may be paid within seven days of the entry of the vehicle into the Presidency. The police officer checking the vehicle for the first time ~~Serves~~ has to serve a notice on the person in charge of the vehicle, which after service the person concerned has to acknowledge. The notice calls upon the person to pay the tax within the period specified and the person has to intimate the DSP concerned when he has done so. Failure to give the intimation is an offence punishable with a fine of Rs 50. The Govt of Madras require if the Govt of Mysore are prepared to grant similar concessions

M. T. B. F. 13.]

Mysore Traffic Board. | File No. | of 193

Serial No.

in respect of the residents of Madras presidency visiting Mysore.

8. There are however certain difficulties in the way of accepting this proposal. In the first place, the Govt of Madras have not yet introduced the 7 day & the 30 day licenses, which have been introduced here. There seems to be hardly any need for a 7 day's time to pay the small amount of Rs 2 or 3, the tax for 7 days. To hasten it may have been the necessity for it when the quarterly tax had to be paid in advance. There is none for it now & the short term licenses. Secondly, in the circumstances of Madras, this concession was a necessity. There, the transport officers were the only licensing officers and licenses would not be available on holidays, out of office hours and except at places where treasuries were open. In our case, licenses are available at all hours of day & night at all toll gates. The Secretary of State's

WD 0179—GPB—4,000—20-8-36

Visiting motorists from Madras Presidency — 942 Pt 6 TiR

4 Payment of tax by ——— Days of grace for ———

File No. of 193 . | Mysore Traffic Board

Serial No.

Madras is also a licensing office. There is no need therefore for the concession. Thirdly, the concession may lead to loss of revenue. If the person on whom the notice is served goes out of the jurisdiction of our Courts there is no means of recovering the amount or of enforcing the penalties. Under the circumstances we may not agree to the granting of the concession.

9. The first two paras may be worded accordingly.

1) First Member
Turner
General Secretary

11) MW 24/11
36 4

12) The Govt of Madras have now introduced the short term licenses. Will that in any way affect the reply to be given?

for
15/11

3) There is no information on the re. short term licence of Madras and whether the concession of

GENERAL SECRETARIAT
25 NOV. 19
636

Re - Period of grace for payment of Tax by visiting motorists from Madras presidency 942

M. T: B. F. 13.]

Mysore Traffic Board. | File No. | of 193 .

Serial No.

a week's grace applies to Secy licenses also. We have not received a reply yet to our letter to the Govt of Madras asking them if the System of short term licenses has been brought into force there. They may be addressed again and asked if the concession of 7 days applies to Secy licenses

20 JAN. 1937

14) Govt. Secy) | HR 19/1/

15) This will be done hw 22/1

We have received since the letter of the Govt. of Madras in the matter of short term licenses put up HR 30/1/

16) First Member)

Submitted with the file & linked herewith linked. 1/2.

xxx

17) The reply of the Govt of Madras to our letter enquiring if the Laws re. short term licenses has come into force has been received. They state that the System has been brought into force with effect from the 15th Dec. 1936. From the copies of the notification sent as enclosure to the letter, it is seen that the

M

(in linked file)

NOTE —Contn. Sheet.

WD 0179--GP13—4,000—20-8-36

Since distributed + Separately 1353 4/36

Serial No.

Short term Licences should be purchased in advance. If it is not possible to do so, postal money order & short receipt should be presented but has been remitted to a licensing office should be produced. The period of grace does not apply to these short term licences but only to quarterly licences. If we agree to a similar concession, there will have to be restricted to quarterly and half yearly licences.

18) The question accordingly for consideration is whether the period of grace is necessary and if it serves a useful purpose at all. While the system of the short term licences in force, the number of persons going in for quarterly & half yearly licences will be very few. Secondly, some such concession will be necessary only if there are not sufficient & reasonable facilities for obtaining licences. In one case, licences are available at frontier posts at all hours of the day. Where

Re-period of grace for payment of Taxes by visiting motorists from Madras Presidency

M. T. B. F. 13.]

Mysore Traffic Board. | File No. 942/T1 of 193 .

Serial No.

135/T2

Reciprocal arrangements come into force licenses of one territory will be applicable in another. With these facilities, there seems to be no need for a period of grace. Lastly, there is the fact that, if the person goes away without paying tax, etc. there is no means of recovering the tax, as the person will be out of jurisdiction of the Courts concerned. In view of all this, the period of grace does not seem to be necessary and not to answer any widely felt need.

19) If approved, Madras Govt may be replied to on the above lines accordingly.

20) Govt. Secy
Trial Trips

21) 4/2/37

GENERAL SECRETARY.
4 FEB. 1937
1113

Submit with a draft to the Residency for kind approval.

Revised draft is submitted for kind approval.

NOTE.—Contn. Sheet.

WD 0179—GPB—4,000—20-8-36

Period of Grace for payment of Motor Tax to Visiting motorist, from Madras Presidency. 1352 4-36

R.T. File No. 51 of 1936.. | Mysore Traffic Board.

Serial No.

perusal and consideration.

3/3/14/37

Dr for his approval

Genl Secy) 11 28/2

GOVERNMENT OF MYSORE 23 FEB. 1937 1654

Joint Member) 11 27/2

FIRST REVISER 27 FEB. 1937 Ka. 5386

28/2

TYPING SEC. GENL'S 3. MAR. 1937

11 1/3

Issued no. pol. 1167 dy 3/8.3.1937 to the Regy. Stating there is no necessity at the state for granting any period of grace to visiting motorists ~~and~~

Secy B. 8/3 B 7/4

7

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F.1034-35
R.O. II

OFFICE OF THE SECRETARY.
MYSORE RESIDENCY BOARD.
BANGALORE.
No. 942/IB&36
Date 12-11-34

R. J. 51-36-1

FROM

The SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

Dated Bangalore, 11th Novr. *1936.*

GENERAL SECRETARY.
12 NOV 1936

Period of grace allowed for the payment of tax by visitors under the Madras Motor Vehicles Taxation Act of 1931.

SIR,

I am directed to forward a copy of letter from the Government of Madras No.2291-B1, dated the 23rd October 1936, with enclosure, and to request that if there is no objection, this Residency may kindly be favoured with the views of the Government of Mysore.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

Letter from the Secretary to the Government of Madras, Home Department, No.2291-B1, dated the 23rd October 1936.

---:O:---

Madras Motor Vehicles Taxation Act, 1931 -
Payment of tax by visitors - Period of grace allowed.

I am directed to enclose copy of the proceedings of this Government No.2464-Home, dated the 28th September 1936, allowing a period of seven days for the payment of tax under the Madras Motor Vehicles Taxation Act, 1931, in respect of motor vehicles brought by visitors into this Presidency. The Madras Government will be glad if similar concessions are granted in respect of motor vehicles belonging to the residents of this Presidency who may visit Mysore.

I am directed to request that you will be so good as to inform this Government whether the Government of Mysore are prepared to allow the concession referred to above.

---:O:---

"C O P Y"

SUPERINTENDENT, RESIDENT'S OFFICE.

Government of Madras

HOME DEPARTMENT

G.O. No. 2464, 28th September 1936

Madras Motor Vehicles Taxation Act, 1931—Period of grace allowed for payment of tax due—Rules issued.

Order—No. 2464, Home, dated 28th September 1936.

In supersession of the existing orders the rules in the notifications appended to these proceedings will govern the grant of the period of grace to owners of motor vehicles for the payment of tax due under the Madras Motor Vehicles Taxation Act, 1931.

2. The appended notifications will be published in the *Fort St. George Gazette.*

(By order of the Government, Ministry of Local Self-Government)

H. M. HOOD,
Secretary to Government.

To all Presidents of District Boards.
,, all Executive Authorities of Municipal Councils (through Chairmen).
,, all Collectors.
,, all Licensing Officers (through Collectors).
,, the Commissioner of Police.
,, the Inspector-General of Police.
,, the Inspector of Municipal Councils and Local Boards.
,, the Accountant-General.
,, the Finance Department.
,, the Legal Department.
,, the Local Self-Government Department.
,, the Revenue Department.
,, the Public Works Department.
,, the Superintendent, Government Press, for publication in the Gazette.

APPENDIX

NOTIFICATIONS.

I

In exercise of the powers conferred by sub-section (1) of section 11 of the Madras Motor Vehicles Taxation Act, 1931 (Madras Act III of 1931), the Governor acting with Ministers is hereby pleased to make the following modifications in regard to the tax payable in respect of motor vehicles under the said Act:—

1. In respect of a motor vehicle ordinarily kept in the Presidency of Madras, the tax may be paid within seven days of the commencement of the quarter.

2. In respect of a motor vehicle purchased at any time within the quarter, the tax may be paid within three days from the date of registration of the vehicle or from the date on which delivery of it was taken, whichever is later.

3. In respect of a motor vehicle brought into the Presidency of Madras, the tax may be paid within seven days of the entry of the vehicle into the said Presidency.

II

In exercise of the powers conferred by section 16 of the Madras Motor Vehicles Taxation Act, 1931 (Madras Act III of 1931), the Governor acting with Ministers is hereby pleased to make the following rules:—

I. Where a person brings a motor vehicle into the Presidency of Madras the following provisions shall apply during the first seven days of the entry of the vehicle into the Presidency, namely:—

(1) (*a*) The police officer checking the vehicle for the first time shall, if the vehicle is used on any public road without a licence, serve on the owner or the person in charge thereof a warning notice in the form annexed hereto.

(*b*) Such person shall acknowledge in writing the service of the notice in a triplicate of the form and also write therein his full name, address and destination. If he is illiterate, he shall make a mark on the triplicate in token of acknowledgment of the service of the notice and inform the police officer of his full name, address and destination, and the police officer shall enter the same in the triplicate. The person in charge of the vehicle if he is not the owner thereof shall inform the police officer of the full name and address of the owner and the police officer shall enter the same in the triplicate.

(*c*) The police officer shall forward a duplicate of the form containing copies of the entries made in the triplicate to the District Superintendent of Police or to the Commissioner of Police, within whose jurisdiction the vehicle was checked.

(2) The owner or person in charge of the vehicle shall, before the expiry of the period fixed in the warning notice served under clause (1),

(*a*) obtain a licence in respect of the vehicle, and

(*b*) inform the District Superintendent of Police or the Commissioner of Police within whose jurisdiction the vehicle was checked of the fact, and of the number and date of the licence and the station where it was obtained.

II. Any owner or person in charge of a motor vehicle who is guilty of a breach of the provision contained in clause (1) (*b*) *or* (2) (*b*) of rule I shall be punishable with fine which may extend to fifty rupees.

III. On receipt of an intimation under clause (2) of rule I from the visiting motorist that he has obtained a licence, the District Superintendent of Police or the Commissioner of Police concerned shall verify the fact of issue of the licence by a reference to the licensing officer concerned.

ANNEXURE

No

Take notice that your motor vehicle No. was checked by the Police on (date) at (hour) at (place) and was found to be without a current licence under the Madras Motor Vehicles Taxation Act, 1931.

On or before.....*.....(date) a licence should be obtained and the District Superintendent of Police, ...district / Commissioner of Police, Madras City informed of the fact and of the number and date of the licence and the station where it was obtained.

Failure to comply with the above directions will result in prosecution.

Signed.....

(Checking officer).

Name of person in charge of the vehicle

Address.....

Destination .....

Signed.....

Name of the owner of the vehicle if the person in charge is not the owner.....

Address.....

---

* *Note.*—Enter here the date of the seventh day of the entry of the vehicle into the Madras Presidency.

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F.155-37
R.O. II

Rel 923

1352 - JPS

FROM

The SECRETARY TO THE HON'BLE THE RESIDENT IN MY

TO

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

GENERAL ENTRY 25 JAN. 1937

Dated Bangalore, 25th January

PERIOD OF GRACE ALLOWED FOR THE PAYMENT O TAX BY VISITORS UNDER THE MADRAS MOTOR VEHICLES TAXATION ACT OF 1931.

SIR,

X. XX

I am directed to refer to my letter No.F.1034-35 R.O.II, dated the 11th November 1936, and to request t favour of an early reply.

942/JPS. 19/1 - gl. Secs.

Submitted with the file.
3/3/37

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

M. T. B. F. 11.

MYSORE TRAFFIC BOARD.

SUBJECT ..... Period of Grace for payment of tax by Visiting motorists.

R. T. ~~B~~ File No. 51-36

Serial No. 2

Diary No. of letter replied to.....

( )

the *193* .

Date of issue.....

No. T.

To

The Secy to the Hon'ble the Resident in Mysore

Sir,

With reference to your letter no 7-1034-5 R.O.II of 11.11.36 forwarding copy letter no. 2291-B1 of 23-10- from the Govt of Madras on the above subject I am directed to state that with the introduction of the System of issuing short term licenses for 7 days 30 days in Mysore State, the number of visiting motorists who may be going in for quarterly

List of enclosures.....

Copied by .....

Examined by.....

WD 0177—GPB—3,000—06.8.36

half yearly licenses will be very few ~~and as such the need for allowing any period of grace in respect of visitors requiring short term permits does not arise at all.~~

Even in the case of such visitors who may require half yearly & quarterly licenses I am to state that according to the system of issuing licenses to visiting motorists in Mysore, licenses are available at frontier tollgates at all hours of the day and as such it will not be difficult for them to obtain a license at such tollgate even before they enter the state limits. For this purpose the Mysore Govt have declared the ~~surrounded~~ addresses of important frontier tollgates & licensing offices empowering them issue licenses to visiting motorists. Besides, when reciprocal arrangements come into force ——

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*

motor
licenses of Mysore State may
be available in Madras and
vice versa.

If there will be ample
facilities for visiting motors
to obtain licenses ~~of another~~
without difficulty and ~~delay~~
~~before hand and therefore~~ as such
~~the Govt of Mysore do not~~
~~feel the necessity of giving~~ need for to allow
allowing any
~~any~~ period of grace.

On the other hand the
grant of such concession
may lead to evasion of
payment of taxes in the
cases of persons passing through
the state who may go out
of the state within the period
of grace and thus be out of
the jurisdiction of the State
Courts. In such cases there
will be difficulty and un-
necessary delay in recovering

~~To date due.~~

In view of the above circumstances the Govt. do not feel any need for enquiry are not in favour of attaching the period of grace

to attend to the enquiries in your letter, ~~for transmission~~ and ~~for~~ with regard to the ~~Dept~~ cases ~~to~~ advanced ~~by~~ ~~the~~ ~~Pakistan~~ High ~~Comm~~

Thanking

Yours sincerely

19.2.37

DRAFT.

No. Pol. Bangalore,

23rd Feby. 1937.

To

The Secretary
to the Hon'ble the
Resident in Mysore,
BANGALORE.

Sir,

Subject:- Period of Grace for payment of tax by visiting motorists.

With reference to your letter No. F.1034-5/R.O.II, dated 11th November 1936 forwarding copy of letter No. 2291-B1 dated 23rd October 1936 from the Government of Madras on the above subject, I am directed to state that with the introduction of the system of issuing short term licenses for 7 days and 30 days in Mysore State, the number of visiting motorists who may be ~~going~~ applying for quarterly and half-yearly licenses will be very few.

Even in the case of such visitors ~~who~~ as may require half-yearly and quarterly licenses, ~~I am to state that according to the system of issuing licenses to visiting motorists in Mysore,~~ licenses are available at frontier toll-gates at all hours of the day and ~~as such~~ it will not be difficult for them to obtain a license at such toll-gates ~~even~~ before they enter ~~the~~ State limits. For this purpose ~~the Mysore~~ Government have declared the mutsaddis of important Frontier toll-gates ~~as~~ licensing officers empowering them to issue licenses to visiting motorists.

Besides, when reciprocal arrangements came into force, motor licenses of Mysore State will be available in Madras.

There will be ample facilities for visiting motorists to obtain licenses without difficulty.

On the other hand, the grant of such concession may lead to evasion of payment of taxes in the cases of persons passing through the State who may go out of the State within the period of grace and thus be out of the jurisdiction of the State Courts. In such cases there will be difficulty and unnecessary delay in recovering the taxes due.

In view of the above circumstances, the Government of Mysore ~~do not feel any need to allow~~ think that there is no need for the concession referred to in your letter.

I have etc.,

26/2/37.

GENERAL SECRETARY TO GOVERNMENT.

11

CSG:

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. Poc 1167/R.T. Dated, Bangalore, 3rd March 8th 193 7

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Secretary
to the Hon'ble the Resident
in Mysore, Bangalore.

Sir, Subject: Period of Grace for payment of tax by visiting motorists.

With reference to your letter No.F. 1034-5/ R.O.II, dated 11th November 1936 forwarding copy of letter No. 2291-B1 dated 23rd Octo 1936 from the Government of Madras on the above subject, I am direc to state that with the introduction of the system of issuing short term licenses for 7 days and 30 days in Mysore State, the number of visiting motorists who may apply for quarterly and half-yearly lice ses will be very few.

Even in the case of such visitors as may require half-yearly and quarterly licenses, licenses are available at frontier toll-gat at all hours of the day and it will not be difficult for them to obtain a license at such toll-gates before they enter State limits. For this purpose Government have declared the mutsaddis of importar frontier toll-gates licensing officers empowering them to issue lic ses to visiting motorists. Besides, when reciprocal arrangements came into force, motor licenses of Mysore State will be available i Madras.

On the other hand, the grant of such concession may lead to evasion of payment of taxes in the cases of persons passing through the State who may go out of the State within the period of grace and thus be out of the jurisdiction of the State Courts. In such cases there will be difficulty and unnecessary delay in recovering the taxes due.

In view of the above circumstances, the Government of Mysore think that there is no need for the concession referred to in your letter.

I have the honour to be,
Sir,
Your most obedient servant,

General Secretary to Government.

TSS.